

CITY OF VENTURA  
**CITY COUNCIL AGENDA**

**Sofia Rubalcava**  
Mayor

**Doug Halter**  
Councilmember District 2

**Jim Friedman**  
Councilmember District 5

**Mike Johnson**  
Councilmember District 3

**Lorrie Brown**  
Councilmember District 6

**Jeannette Sanchez-Palacios**  
Councilmember District 4

**Joe Schroeder, Deputy Mayor**  
Councilmember District 7

Alex D. McIntyre, City Manager  
Gregory G. Diaz, City Attorney  
Antoinette M. Mann, City Clerk



**REGULAR MEETING**

**MONDAY, DECEMBER 6, 2021**

**CLOSED SESSION – 5:00 P.M.**

**REGULAR MEETING – 6:00 P.M.**

In accordance with **AB 361**, this meeting will be held by teleconference, and there will not be a physical location from which the public may attend. **THE PUBLIC MAY ONLY ELECTRONICALLY ATTEND THE CITY COUNCIL MEETING AND MAY PROVIDE PUBLIC COMMENT THROUGH THE VIRTUAL MEETING. COUNCIL CHAMBERS WILL NOT BE OPEN FOR THE PUBLIC FOR THIS MEETING.** The public will have access to remotely observe the meeting and address the City Council as outlined below **TO FIND OUT HOW YOU MAY ELECTRONICALLY ATTEND THE CITY COUNCIL MEETING AND PROVIDE PUBLIC COMMENT PLEASE REFER TO PAGE 2 OF THIS AGENDA.**

## **PUBLIC PARTICIPATION OPTIONS to help reduce the spread of COVID-19:**

1. Join a **WebEx meeting LIVE:**

<https://cityofventura.webex.com/cityofventura/onstage/g.php?MTID=e53827562166284c650ac30bfcd54c2eb>

***NOTE: WebEx link only works while meeting is LIVE. After meeting has ended, use the Archived Video link to view the meeting. You may join the WebEx Meeting to provide Public Comment - #5 below.***

Join with only an “audio” connection: 1-408-418-9388 / Access Code 182 342 4040

**WebEx recommends using Chrome, FireFox or Edge browsers when joining and providing live comment at the meeting. You are encouraged to download the WebEx App.**

2. Watch a **live stream** of the meeting at <https://www.cityofventura.ca.gov/718/Videos>, YouTube at <https://www.YouTube.com/cityofventura/live> or on Cable TV – Channel 15, live and replayed as listed on CAPS media schedule.
3. Submit your comments via email **by 4:00 p.m. on the City Council meeting date to allow the comments to be read before the Meeting.** Please submit your comment to the City Clerk using this form [www.cityofventura.ca.gov/publicinput](http://www.cityofventura.ca.gov/publicinput) or send an email to [cityclerk@cityofventura.ca.gov](mailto:cityclerk@cityofventura.ca.gov) (up to 1000 characters) When sending an email, please indicate in the Subject Line, the Agenda item number (i.e. Item No. 8A). Your form/email will be read by City Council and placed into the item’s record at the meeting.
4. When watching the live stream or WebEx meeting, submit a Public Comment using this form [www.cityofventura.ca.gov/publicinput](http://www.cityofventura.ca.gov/publicinput). Those emails will be provided to City Council following the meeting.



5. **Provide Public Comment Live when attending Virtually:** **You must attend the WebEx Meeting with audio connected to your computer/device,** you will see Chat feature on your screen. You can write, "I would like to speak on Agenda Item #\_\_\_" in the Chat feature. During the discussion of that item, the Mayor will call for public comment. The City Clerk will announce those requesting to speak, speakers will be promoted to “panelist” allowing you to turn on your camera. When you are finished, your mic will be muted and your camera disabled. For your audio to work, you **MUST** connect to the meeting with audio connected on your device – audio only connect will not work for this process. **NOTE:** When on a cell phone, you may need to scroll your screen to see the chat feature.

**NOTE THAT THE COUNCIL CHAMBERS IS NOT OPEN FOR THIS MEETING. THE PUBLIC MUST ATTEND VIRTUALLY.**

**PUBLIC PARTICIPATION OPTIONS to help reduce the spread of COVID-19:**

**Instructions for CLOSED SESSION ONLY**

**Submit your comments via email by 4:00 p.m. on the City Council meeting date to allow the comments to be read before the Meeting.** Please submit your comment to the City Clerk using this form [www.cityofventura.ca.gov/publicinput](http://www.cityofventura.ca.gov/publicinput) or send an email to [cityclerk@cityofventura.ca.gov](mailto:cityclerk@cityofventura.ca.gov) (up to 1000 characters) When sending an email, please indicate in the Subject Line, the CLOSED SESSION Agenda item number (i.e. Item No. CS4). Your form/email will be read by City Council and placed into the item's record at the meeting.



**The Public can only attend the Public Comments portion of Closed Session VIRTUALLY. Council Chambers are closed for this meeting. Join the Webex Meeting using the URL on page 2, at 4:45 p.m. to provide live Public Comments at the Closed Session.**

Closed Session Meetings are not broadcasted or recorded.

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The Regular Meetings of the San Buenaventura (Ventura) City Council also serve as regular meetings of the Successor Agency, Public Facilities Financing Authority and Parking Authority when Successor Agency, Public Facilities Financing Authority and Parking Authority items are listed on the agenda.

The public has the opportunity to address the City Council on any item appearing on the agenda. Persons wishing to address the City Council are limited to three minutes on any agenda item with a cumulative total of five minutes for all agenda items, except if there are one or more Successor Agency, Public Facilities Financing Authority and Parking Authority items on the agenda, members of the public shall have an additional total of three minutes on any agenda item with a cumulative total of five minutes for all agenda items to address all Successor Agency, Public Facilities Financing Authority and Parking Authority matters.

At the first regular meeting of the month, City Council has allocated a total of 30 minutes for members of the public to address City Council on items of City business other than scheduled agenda items near the beginning of the agenda and will continue speakers beyond the 30 minutes until the end of the agenda under the heading of "Public Communications". Individuals may not acquire additional time from other speakers during Public Communications but may do so on formal agenda items per City Council Protocols. City Council cannot take action on any items not on the agenda. These items may be referred to staff or scheduled on a future agenda. **Refer to box above on how to submit comments, including public comments, to City Council. You may also scan the QR Code to access the form to submit public comments or comments related to a specific agenda item via email before the meeting or during the meeting.**

Administrative Reports relating to this agenda are available on the City's website – <https://www.cityofventura.ca.gov/AgendaCenter>

Public Hearing Notices and any materials related to an agenda item submitted to the City Council after distribution of the agenda packet (Supplementals) are available on the City's website – <https://www.cityofventura.ca.gov/1236/City-Council-Public-Hearing-NoticesSuppl>

Resource Items for the Public:

- [City Council Protocols](#) which includes Rules of Decorum for the Public
- [City Council Goals 2021-2022](#)
- [Budget Principles 2021-2022](#)
- [City Charter](#)

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk's Office at (805) 658-4787 or the California Relay Service at (866) 735-2929. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

**CS1. CALL TO ORDER – CLOSED SESSION – 5:00 p.m.**

**CS2. ROLL CALL**

**CS3. PUBLIC COMMUNICATIONS:** Public comments on Closed Session Items only – must be submitted electronically prior to the closed session starting. **Refer to Page 3 of the Agenda on how to submit your Public Comments electronically to the City Clerk for the Closed Session OR If you wish to speak at Closed Session, how to register**

**CS4. CLOSED SESSION – Teleconference/Video Conference Meeting.** The Public may not participate in the Closed Session, other than for Public Comments.

1. **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**  
Name of Case: Santa Barbara Channelkeeper v. State Water Resources Control Board and City of San Buenaventura Los Angeles Superior Court  
Case No.: 19STCP01176(previously San Francisco Superior Court Case No.: CPF-14-513875)  
Authority: Government Code Section 54956.9(d)(1)
2. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**  
Name of Case: In re National Prescription Opiate Litigation  
United States District Court  
Authority: Government Code §54956.9(d)(1)
3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
Title: City Attorney  
Authority: Government Code 54957

**CS5. ADJOURNMENT**

Adjourn to Regular Meeting

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1. **CALL TO ORDER – REGULAR SESSION – 6:00 p.m.**
  2. **ROLL CALL**
  3. **PLEDGE OF ALLEGIANCE**
  4. **SPECIAL PRESENTATIONS AND ANNOUNCEMENTS**
    - 4A. **Proclamation – Worlds AIDS Day, December 1, 2021**

## 5. CLOSED SESSION REPORT

## 6. CITY COUNCIL COMMUNICATIONS

Per Government Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities.

## 7. CITY MANAGER COMMUNICATIONS

## 8. PUBLIC COMMUNICATIONS

Per the City Council protocols, when Public Communications (for items not on the agenda) is at beginning of the meeting time is limited to 30 minutes and will continue speakers beyond the 30 minutes until the end of the agenda under the heading of “Public Communications”.

**Refer to Page 2 of the Agenda on how to submit your Public Comments electronically to the City Clerk or scan this QR Code to access the form.**



## 9. CONSENT ITEMS

Matters appearing on the Consent Calendar are expected to be non-controversial and will be acted upon by City Council at one time without discussion unless a Councilmember, the Administration, or a member of the public requests an opportunity to address any given item. Items removed from the Consent Calendar will be discussed at the beginning of the Formal Items. Approval by the City Council of Consent Items means the recommendation of the Administration is approved along with the terms and conditions described in the Administrative Report.

**9A. Move all resolutions and ordinances presented tonight be deemed read by title only and all further reading be waived.**

**9B. Approval of Minutes – Approval of City Council Minutes – January 11 and January 23, 2021**

Staff: Antoinette M. Mann, City Clerk

### RECOMMENDATION

Approve City Council Minutes for January 11, 2021 and January 23, 2021.

## 9. CONSENT ITEMS (continued)

### 9C. Consideration of Ordinance Updating Commission, Boards and Committees

Staff: Antoinette M. Mann, City Clerk

#### RECOMMENDATION

- a. Introduce and approve the first reading of the Ordinance, title as follows:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING THE PROVISIONS OF THE MUNICIPAL CODE PERTAINING TO VARIOUS COMMISSIONS, BOARDS, AND COMMITTEES INCLUDING SECTIONS 2.410.120, 2.410.280, 2.425.020, 2.425.040, 2.455.020, 2.470.001, 2.470.020, 2.470.030, AND 4.610.070 AND CHAPTERS 2.440 AND 2.450”
- b. Set the second reading and adoption of the Ordinance at the City Council’s meeting of December 13, 2021.
- c. Direct the City Clerk to post the updated Commission, Board and Committee Manual on the City Website, provide copies to all current appointees and to review annually for updates. When updates are required, direct the City Clerk to update the manual and provide a digital copy to all current appointees.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING THE PROVISIONS OF THE MUNICIPAL CODE PERTAINING TO VARIOUS COMMISSIONS, BOARDS, AND COMMITTEES INCLUDING SECTIONS 2.410.120, 2.410.280, 2.425.020, 2.425.040, 2.455.020, 2.470.001, 2.470.020, 2.470.030, AND 4.610.070 AND CHAPTERS 2.440 AND 2.450

ORDINANCE 2021-\_\_\_\_\_

## 9. CONSENT ITEMS (continued)

### 9D. 2022 Election – Amendment to the Ceiling Expenditure and Contribution Limits and Introduction of Ordinance to add in Electronic Campaign Filing System

Staff: Antoinette M. Mann, City Clerk

#### RECOMMENDATION

- a. Amend the 2022 Election voluntary ceiling expenditure limit to \$46,000 and establish the limit the single source contribution not-to-exceed \$350 for a City Council candidate accepting the voluntary expenditure limits and not-to-exceed \$175 for a City Council candidate that declines the voluntary expenditure limits.
- b. Introduce and approve the first reading of the Ordinance, title as follows:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING SECTION 2.215.210, "DEFINITIONS," AND ADDING ARTICLE 12, 'ELECTRONIC FILING OF CAMPAIGN DISCLOSURE STATEMENTS,' TO CHAPTER 2.215, "CAMPAIGN REFORM ACT," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO REQUIRE THE ELECTRONIC FILING OF CAMPAIGN STATEMENTS”
- c. Set the second reading and adoption of the Ordinance at the City Council's meeting of December 13, 2021.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING SECTION 2.215.210, "DEFINITIONS," AND ADDING ARTICLE 12, 'ELECTRONIC FILING OF CAMPAIGN DISCLOSURE STATEMENTS,' TO CHAPTER 2.215, "CAMPAIGN REFORM ACT," OF THE SAN BUENAVENTURA MUNICIPAL CODE TO REQUIRE THE ELECTRONIC FILING OF CAMPAIGN STATEMENTS  
ORDINANCE 2021-\_\_\_\_\_



## 9. CONSENT ITEMS (continued)

### 9E. Consideration of the Fourth Amendment to the Professional Services Agreement with Environmental Science Associates for Permitting and California Environmental Quality Act Support of the VenturaWaterPure Program

Staff: Alex D. McIntyre, City Manager

#### RECOMMENDATION

Approve and authorize the Mayor to execute the Fourth Amendment to the Professional Services Agreement (No. 2017-016) with Environmental Science Associates in the amount of \$423,592 for a new contract not-to-exceed amount of \$1,911,095, including contingency funding of \$38,508; term extended to December 31, 2024.

### 9F. Resolutions Authorizing Application and Administration of Financing for the VenturaWaterPure Ocean Outfall Project

Staff: Alex D. McIntyre, City Manager

#### RECOMMENDATION

- a. Adopt a Resolution stating the City's intent to reimburse expenditures paid prior to the issuance of obligations or the approval by the State Water Resources Control Board, which will support the planning, design, and construction of the VenturaWaterPure Ocean Outfall Project. Resolution titled:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, STATING THE CITY'S INTENTION TO REIMBURSE EXPENDITURES PAID PRIOR TO THE ISSUANCE OF THE OBLIGATIONS OR THE APPROVAL BY THE STATE WATER RESOURCES CONTROL BOARD OF THE VENTURAWATERPURE OCEAN OUTFALL PROJECT FUNDS"

- b. Adopt a Resolution authorizing the Ventura Water General Manager, or designee, to apply for financial assistance from the State Water Resources Control Board for up to \$49,790,000, which will support the planning, design, and construction of the VenturaWaterPure Ocean Outfall Project. Resolution titled:

"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE

## 9. CONSENT ITEMS (continued)

VENTURA WATER GENERAL MANAGER, OR DESIGNEE,  
TO APPLY FOR FINANCIAL ASSISTANCE FROM THE  
STATE WATER RESOURCES CONTROL BOARD FOR THE  
VENTURAWATERPURE OCEAN OUTFALL PROJECT”

- c. Adopt a Resolution to dedicate and pledge revenues to payment of any and all Clean Water State Revolving Fund and/or Water Recycling Funding Program Financing, which will support the planning, design, and construction of the VenturaWaterPure Ocean Outfall Project. Resolution titled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
SAN BUENAVENTURA, CALIFORNIA, DEDICATING AND  
PLEDGING REVENUES TO PAYMENT OF ANY AND ALL  
CLEAN WATER STATE REVOLVING FUND AND/OR  
WATER RECYCLING FUNDING PROGRAM FINANCING  
FOR THE VENTURAWATERPURE OCEAN OUTFALL  
PROJECT”

- d. Authorize the Ventura Water General Manager, or designee, to act on behalf of the City of Ventura to conduct all negotiations, execute and submit all documents that may be necessary to apply for this financial assistance.
- e. Authorize the Finance and Technology Department to assign increased revenue and expense appropriations to the proper funds, projects, and accounts to support the financial assistance applications as necessary.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN  
BUENAVENTURA, CALIFORNIA, STATING THE CITY’S INTENTION TO  
REIMBURSE EXPENDITURES PAID PRIOR TO THE ISSUANCE OF THE  
OBLIGATIONS OR THE APPROVAL BY THE STATE WATER RESOURCES  
CONTROL BOARD OF THE VENTURAWATERPURE OCEAN OUTFALL  
PROJECT FUNDS  
RESOLUTION NO. 2021-\_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN  
BUENAVENTURA, CALIFORNIA, AUTHORIZING THE VENTURA WATER  
GENERAL MANAGER, OR DESIGNEE, TO APPLY FOR FINANCIAL  
ASSISTANCE FROM THE STATE WATER RESOURCES CONTROL BOARD  
FOR THE VENTURAWATERPURE OCEAN OUTFALL PROJECT  
RESOLUTION NO. 2021-\_\_\_\_\_

## 9. CONSENT ITEMS (continued)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, DEDICATING AND PLEDGING REVENUES TO PAYMENT OF ANY AND ALL CLEAN WATER STATE REVOLVING FUND AND/OR WATER RECYCLING FUNDING PROGRAM FINANCING FOR THE VENTURAWATERPURE OCEAN OUTFALL PROJECT

RESOLUTION NO. 2021-\_\_\_\_\_

### 9G. Acquisition of Real Property for the VenturaWaterPure Advanced Water Purification Facility at the Southeast Corner of Harbor Boulevard and Olivas Park Drive

Staff: Alex D. McIntyre, City Manager

#### RECOMMENDATION

Approve and authorize the City Manager, or designee, to execute an Agreement for the Acquisition of Real Property with Shozi Ventura LLC in the amount of \$3,495,256 plus ancillary costs and open escrow for the land acquisition of the approximately 10.03-acre parcel located at the southeast corner of Harbor Boulevard and Olivas Park Drive, Ventura, California, identified as APN 138-0-050-090

### 9H. Request for Authorization to Amend Outside Counsel Services Agreement with the Law Firm of Best, Best & Krieger, LLP for the Pending Litigation Matter *Santa Barbara Channelkeeper v. State Water Resources Control Board and the City of San Buenaventura*

Staff: Gregory G. Diaz, City Attorney

#### RECOMMENDATION

Authorize the City Attorney to enter into an amended legal services agreement with the law firm of Best, Best and Krieger, LLP in an amount not to exceed an additional \$600,000 to continue representation of the City in the litigation matter of *Santa Barbara Channelkeeper v. State Water Resources Control Board and the City of San Buenaventura*, Los Angeles County Superior Court Case No. 19STCP01176 (formerly San Francisco County Superior Court Case No. CPF-14-513875), and related matters.

## 9. CONSENT ITEMS (continued)

### 9I. Professional Services Agreement with Planning Consultant for VenturaWaterPure Program

Staff: Peter Gilli, Community Development Director

#### RECOMMENDATION

Approve and Authorize the Mayor to execute a Professional Services Agreement with Laura M. Bridley for planning consultant services on the VenturaWaterPure project; term of agreement: December 7, 2021 to December 31, 2023 not-to-exceed \$201,600.00 with option of extensions not exceeding 5 years.

### 9J. Professional Services Agreement for Citywide Classification and Compensation Study

Staff: Danielle Keys, Human Resources Director

#### RECOMMENDATION

Approve and authorize the Mayor to execute an agreement for a Citywide classification and compensation study with Public Sector Personnel Consultants in an amount not-to-exceed \$160,000 during the proposed one-year agreement: December 7, 2021 – December 6, 2022.

### 9K. Approve Memorandum of Understanding Between the City and Ventura Fire Management Association; Adopt Revised Salary Resolution for Ventura Fire Management Association

Staff: Danielle Keys, Human Resources Director

#### RECOMMENDATION

- a. Approve and authorize the City Manager to execute on behalf of the City the Memorandum of Understanding between the City and the Ventura Fire Management Association, effective January 1, 2021 through June 30, 2022.
- b. Adopt a revised Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries for Fire Management Unit employees of the City (Salary Resolution) to reflect salary increases proposed herein for the Ventura Fire Management Association effective retroactive to August 7, 2021. Resolution titled:

## 9. CONSENT ITEMS (continued)

“A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF FIRE MANAGEMENT UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF AUGUST 7, 2021”

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF FIRE MANAGEMENT UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF AUGUST 7, 2021  
RESOLUTION NO. 2021-\_\_\_\_\_

### 9L. Approve Acceptance of Fiscal Year 2020 Assistance to Firefighters Grant

Staff: David Endaya, Fire Chief

#### RECOMMENDATION

- a. Accept a grant from the Department of Homeland Security for the Fiscal Year 2020 Assistance to Firefighters Grant program for the purchase of medic monitors and automatic external defibrillators in the amount of \$121,000.
- b. Authorize the City Manager to conduct all negotiations and execute and submit all documents, including, without limitation, applications, agreements, and billing statements that may be necessary to accept the grant and complete the project.
- c. Authorize Finance and Technology to assign the increased appropriations and revenues to the General Grant and Categorical Fund, Fire Department budget, as provided in the grant.

## 9. CONSENT ITEMS (continued)

### 9M. Approve Landscape Maintenance Contracts adding in Additional Landscaping Sites – Parkwood Landscape Maintenance and Sunridge Landscape Inc

Staff: Nancy O'Connor, Parks and Recreation Director

#### RECOMMENDATION

- a. Approve and Authorize the Mayor to award landscape contracts to Parkwood Landscape Maintenance, Inc. for additional contract landscape maintenance sites and execute an amendment to the existing landscape contracts with Parkwood Landscape Maintenance, Inc., in a form approved by the City Attorney, to add the additional sites from January 1, 2022, to June 30, 2024 and add compensation for the additional landscape maintenance sites as follows:
  - \$34,816 for January 1, 2022 - June 30, 2022.
  - \$36,598 for July 1, 2022 - June 30, 2023.
  - \$38,393 for July 1, 2023 - June 30, 2024, for an additional amount of \$109,807
  - City Council previously approved not-to-exceed amounts of \$2,990,620.63 for Parkwood Landscape Maintenance, Inc. The new not-to-exceed amount is \$3,100,427.63.
- b. Approve and Authorize the Mayor to award landscape contracts to Sunridge Landscape Inc. for additional contract landscape maintenance sites and execute an amendment to the existing landscape contract with Sunridge Landscape, Inc., in a form approved by the City Attorney, to add the additional sites from January 1, 2022, to June 30, 2024 and add compensation for the additional landscape maintenance sites as follows:
  - \$14,706. for January 1, 2022 - June 30, 2022.
  - \$15,233 for July 1, 2022 - June 30, 2023.
  - \$16,096 for July 1, 2023 - June 30, 2024, for total additional amount of \$46,036.
  - City Council previously approved not-to-exceed amounts of \$2,226,253.33 for Sunridge Landscape Inc. The new not-to-exceed amount is \$2,272,289.33 for Sunridge.

## 9. CONSENT ITEMS (continued)

### 9N. After School Grant Program and Services Agreement with Ventura Unified School District for Fiscal Year 2021-22

Staff: Nancy O'Connor, Parks and Recreation Director

#### RECOMMENDATION

Approve and Authorize the Mayor to execute the After School Grant Program and Services Agreement between the City and Ventura Unified School District for after school programming from July 1, 2021 to June 30, 2022.

### 9O. Consideration of Design-Build and Construction Manager at Risk Methods of Delivery of Public Works Projects as Authorized by Measure J at November 3, 2020 Election

Staff: Phillip Nelson, Public Works Director

#### RECOMMENDATION

- a. Introduce and approve the first reading of an Ordinance adding Chapter 4.602 to the San Buenaventura Municipal Code on Alternative Methods for Public Works Project Delivery. Ordinance title as follows:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADDING CHAPTER 4.602, ‘ALTERNATIVE METHODS FOR PUBLIC WORKS PROJECT DELIVERY,’ TO THE SAN BUENAVENTURA MUNICIPAL CODE TO IMPLEMENT RECENTLY ADOPTED CHARTER AMENDMENT”

- b. Adopt a Resolution establishing a conflict-of-interest policy covering design-build and construction manager at risk projects. Resolution title as follows:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ESTABLISHING A CONFLICT-OF-INTEREST POLICY COVERING DESIGN-BUILD AND CONSTRUCTION MANAGER AT RISK PROJECTS”

## 9. CONSENT ITEMS (continued)

- c. Direct the City Manager to develop Administrative Policies and Procedures to implement design-build and construction manager at risk project delivery methods for delivering public works projects in a way that promotes competition and avoids favoritism.
- d. Set the second reading and adoption of the Ordinance at the City Council's meeting of December 13, 2021.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADDING CHAPTER 4.602, 'ALTERNATIVE METHODS FOR PUBLIC WORKS PROJECT DELIVERY,' TO THE SAN BUENAVENTURA MUNICIPAL CODE TO IMPLEMENT RECENTLY ADOPTED CHARTER AMENDMENT \_\_\_\_\_ ORDINANCE 2021-\_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ESTABLISHING A CONFLICT-OF-INTEREST POLICY COVERING DESIGN-BUILD AND CONSTRUCTION MANAGER AT RISK PROJECTS \_\_\_\_\_ RESOLUTION NO. 2021-\_\_\_\_\_

**9P. Consideration of a Fourth Extension to the Memorandum of Agreement to Provide Equal Cost Sharing for Ventura River Estuary Trash Monitoring and Reporting Plan**

Staff: Phillip Nelson, Public Works Director

**RECOMMENDATION**

Approve and authorize the Mayor to execute Extension No. 4 to Memorandum of Agreement to Provide Equal Cost Sharing for Ventura River Estuary Trash Monitoring and Reporting Plan to commit to a new 5-year term contribution of not-to-exceed limit of \$48,552, for a total agreement not-to-exceed limit of \$224,099 and extend the term of the Memorandum of Agreement through December 14, 2026.



## 9. CONSENT ITEMS (continued)

### 9Q. Consideration of On-Call Professional Services Agreement with MV Engineering, LLC for Project and Program Management

Staff: Phillip Nelson, Public Works Director

#### RECOMMENDATION

- a. Approve and authorize the Mayor to execute an On-Call Professional Services Agreement with MV Engineering, LLC to provide professional project and program management services up to a maximum total of \$250,000 with a contract completion date of June 30, 2022.
- b. Authorize the Public Works Director or designee to issue individual task orders and task order amendments with a total not-to-exceed amount of \$60,000 per task order in accordance with the terms of the On-Call Professional Services Agreement.

### 9R. Mound Well 2 – Amendment to Professional Services Agreement with Hopkins Groundwater Consultants, Inc.

Staff: Phillip Nelson, Public Works Director

#### RECOMMENDATION

Approve and authorize the Mayor to execute the First Amendment to Professional Services Agreement No. 2015-045 with Hopkins Groundwater Consultants, Inc. in the amount of \$5,331.25 for a total not-to-exceed \$100,926.25, which includes \$8,700 in contingency funds.

### 9S. Processing and Administration of the 2021 Department of Water Resources Urban and Multibenefit Drought Relief Grant Program

Staff: Susan Rungren, Ventura Water General Manager

#### RECOMMENDATION

- a. Adopt a resolution authorizing the Ventura Water General Manager, or designee, to apply for, receive grant funds, enter into a cooperative agreement, and administer a grant for up to \$5,000,000 for the 2021 Department of Water Resources Urban and Multibenefit Drought Relief Grant Program. Resolution titled:

## 9. CONSENT ITEMS (continued)

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE VENTURA WATER GENERAL MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE FUNDS, ENTER INTO A GRANT AGREEMENT, AND ADMINISTER A GRANT FROM THE DEPARTMENT OF WATER RESOURCES FOR THE EASTSIDE TO MIDTOWN INTERCONNECTION AND THE SATICOY WELL NO. 4 PROJECTS”

- b. Authorize the Ventura Water General Manager, or designee, to act as agent for the City to conduct all negotiations, execute and submit all documents, including, without limitation, applications, agreements, amendments, and billing statements that may be necessary to accept these grants and complete the project under the grant.
- c. Authorize Finance and Technology to assign increased appropriations and revenues to the proper funds, projects, and accounts for their use as provided in the grant, if the grant is awarded.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE VENTURA WATER GENERAL MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE FUNDS, ENTER INTO A GRANT AGREEMENT, AND ADMINISTER A GRANT FROM THE DEPARTMENT OF WATER RESOURCES FOR THE EASTSIDE TO MIDTOWN INTERCONNECTION AND THE SATICOY WELL NO. 4 PROJECTS

RESOLUTION NO. 2021-\_\_\_\_\_

### **City Council also meeting as the Successor Housing Agency for Agenda Item 9T**

#### **9T. Ventura Veterans Home Project (Ventura Springs) Critical Items II**

Staff: Peter Gilli, Community Development Director

#### **RECOMMENDATION**

- a. Authorize the City Manager, or his designee, to execute an Amended Declaration of Restrictive Covenant for the approximately 9.68-acre vacant site located adjacent to the Veterans Home of California – Ventura.

## 9. CONSENT ITEMS (continued)

- b. Adopt a resolution authorizing the City Manager to enter into a Deferred Impact Fee Loan Agreement on behalf of the City for the Ventura Springs Veterans Housing Project. Resolution titled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEFERRED IMPACT FEE LOAN AGREEMENT ON BEHALF OF THE CITY FOR THE VENTURA SPRINGS VETERANS HOUSING PROJECT”

- c. Approve a payment plan for the cost of certain City development impact fees paid as a part of the Ventura Springs Project.
- d. Authorize the City Manager, or his designee, to execute a Deferred Impact Fee Loan Agreement.
- e. Authorize the City Manager, or his designee, to accept new 40' wide Access/Utility Easement document(s) with Chumash for area between Cosmos Avenue and Parcel B and execute documents related to this transaction and authorize the transfer of the 40' wide Access/Utility Easement to Ventura Veterans, L.P. during escrow as the new Parcel B owner.
- f. Authorize City Manager, or his designee, to accept the subsequent transfer of approximately 0.42 acres of State-owned property on Telephone Road along the northern border of the State-owned Parcel A to the City under a “fee-simple” grant deed process.
- g. Authorize the Finance and Technology Department to prepare the necessary documents and assign the appropriation and revenue changes to the proper programs and accounts as specified in this report.

### **As the Successor Housing Agency:**

- h. Adopt Successor Housing Agency resolution approving the allocation of funds from the Low- and Moderate-Income Housing Asset Fund for the Project for certain development costs for the Ventura Springs Project for Veterans Housing. Resolution titled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENA VENTURA, CALIFORNIA, ACTING IN ITS CAPACITY AS THE SUCCESSOR HOUSING AGENCY FOR THE FORMER REDEVELOPMENT AGENCY OF THE CITY

## 9. CONSENT ITEMS (continued)

OF SAN BUENAVENTURA, APPROVING THE ALLOCATION OF FUNDS FROM THE LOW- AND MODERATE-INCOME HOUSING ASSET FUND FOR THE PROJECT FOR CERTAIN DEVELOPMENT COSTS FOR THE VENTURA SPRINGS VETERANS HOUSING PROJECT AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A FUNDING AGREEMENT ON BEHALF OF THE CITY FOR THE DISBURSEMENT OF SUCH FUNDS”

- i. Authorize City Manager, or his designee, to negotiate and execute a Successor Housing Agency Funding Agreement with A Community of Friends outlining the use of the Successor Housing Agency funds as well as terms and conditions.
- j. Approve Successor Housing Agency Fiscal Year 2021-2022 funding up to \$74,100 to cover additional costs for the Critical Items as detailed in this report.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO ENTER INTO A DEFERRED IMPACT FEE LOAN AGREEMENT ON BEHALF OF THE CITY FOR THE VENTURA SPRINGS VETERANS HOUSING PROJECT  
RESOLUTION 2021-\_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ACTING IN ITS CAPACITY AS THE SUCCESSOR HOUSING AGENCY FOR THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF SAN BUENA VENTURA, APPROVING THE ALLOCATION OF FUNDS FROM THE LOW- AND MODERATE-INCOME HOUSING ASSET FUND FOR THE PROJECT FOR CERTAIN DEVELOPMENT COSTS FOR THE VENTURA SPRINGS VETERANS HOUSING PROJECT AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A FUNDING AGREEMENT ON BEHALF OF THE CITY FOR THE DISBURSEMENT OF SUCH FUNDS  
RESOLUTION 2021-\_\_\_\_\_

## 13. FORMAL ITEMS

### 13A. Adoption of Revised Salary and Benefits Resolutions

Staff: Danielle Keys, Human Resources Director

#### RECOMMENDATION

- a. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries of Maintenance Unit Employees as of December 11, 2021. Resolution titled:

"A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF MAINTENANCE UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF DECEMBER 11, 2021"

- b. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries of Supervisory Unit Employees as of December 11, 2021. Resolution titled:

"A RESOLUTION PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF SUPERVISORY UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF DECEMBER 11, 2021"

- c. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries of Professional Unit Employees of December 11, 2021. Resolution titled:

"A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A STANDARDIZATION OF SALARIES OF PROFESSIONAL UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF DECEMBER 11, 2021"

- d. Adopt a Resolution Providing for a Systematic Classification of Positions and a Standardization of Salaries of Certain Paid Officers and Employees as of December 11, 2021. Resolution titled:

"A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA PROVIDING FOR A SYSTEMATIC

### 13. FORMAL ITEMS (continued)

CLASSIFICATION OF POSITIONS AND A  
STANDARDIZATION OF SALARIES OF CERTAIN PAID  
OFFICERS AND EMPLOYEES OF THE CITY OF SAN  
BUENAVENTURA AS OF DECEMBER 11, 2021”

- e. Adopt a Resolution Providing for Benefits and Additional Compensation for Unrepresented Employees in Salary Schedules “E”, “M”, “C” and “D” effective December 6, 2021. Resolution titled:

“A RESOLUTION PROVIDING FOR A BENEFITS AND  
ADDITIONAL COMPENSATION FOR UNREPRESENTED  
EMPLOYEES IN SALARY SCHEDULES “E”, “M”, “C” and “D”  
EFFECTIVE DECEMBER 6, 2021 AND RESCINDING  
RESOLUTION NO. 2021-013”

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA  
PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A  
STANDARDIZATION OF SALARIES OF MAINTENANCE UNIT EMPLOYEES OF  
THE CITY OF SAN BUENAVENTURA AS OF DECEMBER 11, 2021

RESOLUTION NO. 2021-\_\_\_\_

A RESOLUTION PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF  
POSITIONS AND A STANDARDIZATION OF SALARIES OF SUPERVISORY  
UNIT EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF  
DECEMBER 11, 2021

RESOLUTION NO. 2021-\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA  
PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A  
STANDARDIZATION OF SALARIES OF PROFESSIONAL UNIT EMPLOYEES  
OF THE CITY OF SAN BUENAVENTURA AS OF DECEMBER 11, 2021

RESOLUTION NO. 2021-\_\_\_\_

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN BUENAVENTURA  
PROVIDING FOR A SYSTEMATIC CLASSIFICATION OF POSITIONS AND A  
STANDARDIZATION OF SALARIES OF CERTAIN PAID OFFICERS AND  
EMPLOYEES OF THE CITY OF SAN BUENAVENTURA AS OF DECEMBER 11,  
2021

RESOLUTION NO. 2021-\_\_\_\_

A RESOLUTION PROVIDING FOR A BENEFITS AND ADDITIONAL  
COMPENSATION FOR UNREPRESENTED EMPLOYEES IN SALARY  
SCHEDULES “E”, “M”, “C” and “D” EFFECTIVE DECEMBER 6, 2021 AND  
RESCINDING RESOLUTION NO. 2021-013

RESOLUTION NO. 2021-\_\_\_\_

## 12. PUBLIC HEARING ITEMS

### 12A. Establishment of Maintenance Assessment District No. 28 for Property Located at 8324 Telegraph Road – Tract No. 5961 – The Voelker Project

Staff: Phillip Nelson, Public Works Director

#### RECOMMENDATION

- a. Conduct a Public Hearing.
- b. Adopt a resolution establishing Maintenance Assessment District Number 28 for maintenance of street lighting, street pavements, stormwater treatment, landscape, hardscape and irrigation system improvements within, and adjacent to, Tract No. 5961. Resolution titled:

"A RESOLUTION OF THE CITY OF SAN BUENAVENTURA  
ESTABLISHING A MAINTENANCE ASSESSMENT  
DISTRICT #28 AND LEVYING ANNUAL ASSESSMENT ON  
LOTS AND PARCELS WITHIN THE DISTRICT"

A RESOLUTION OF THE CITY OF SAN BUENAVENTURA ESTABLISHING A  
MAINTENANCE ASSESSMENT DISTRICT #28 AND LEVYING ANNUAL  
ASSESSMENT ON LOTS AND PARCELS WITHIN THE DISTRICT

RESOLUTION NO. 2021-\_\_\_\_

### 12B. Development Review Streamlining Package – Consideration of an Ordinance

Staff: Peter Gilli, Community Development Director

#### RECOMMENDATION

- a. Conduct a Public Hearing.
- b. Determine that the streamlining ordinance is exempt from the California Environmental Quality Act (CEQA) under CEQA Guideline Section 15061(b)(3), because the modification to the development review process and other miscellaneous corrections or clarifications, could not have a significant effect on the environment.
- c. Introduce and approve the first reading of the ordinance, titled as follows:

## 12. PUBLIC HEARING ITEMS (continued)

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING, IN PART, DIVISIONS 2, 24 AND 26 OF THE MUNICIPAL CODE, THE DOWNTOWN SPECIFIC PLAN, MIDTOWN CORRIDOR COMMUNITY PLAN, VICTORIA AVENUE CORRIDOR COMMUNITY PLAN, SATICOY AND WELLS COMMUNITY PLAN, PARKLANDS SPECIFIC PLAN, UC HANSEN SPECIFIC PLAN AND OLIVAS PARK SPECIFIC PLAN TO STREAMLINE THE CITY’S DEVELOPMENT REVIEW PROCESS AND MAKE OTHER MISCELLANEOUS CHANGES”

- d. Set the second reading and adoption of this ordinance at the City Council meeting on December 13, 2021.
- e. Authorize the Community Development Director to prepare an ordinance to amend Division 24 to prohibit new heavy industrial uses within 1,000 feet of residentially zoned land.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AMENDING, IN PART, DIVISIONS 2, 24 AND 26 OF THE MUNICIPAL CODE, THE DOWNTOWN SPECIFIC PLAN, MIDTOWN CORRIDOR COMMUNITY PLAN, VICTORIA AVENUE CORRIDOR COMMUNITY PLAN, SATICOY AND WELLS COMMUNITY PLAN, PARKLANDS SPECIFIC PLAN, UC HANSEN SPECIFIC PLAN AND OLIVAS PARK SPECIFIC PLAN TO STREAMLINE THE CITY’S DEVELOPMENT REVIEW PROCESS AND MAKE OTHER MISCELLANEOUS CHANGES ORDINANCE 2021-\_\_\_\_\_

## 15. PUBLIC NOTICES

Items listed under Public Notices are a matter of public record only. These items do not require City Council action.

### 15A. Public Notice – Approval of Final Map for Tract No. 5961

This serves as Public Notice that the City Engineer is reviewing for approval the subdivision map for the project described below in accordance with Section 26.100.220 of the City of San Buenaventura Municipal Code.

<b>Location:</b>	8324 Telegraph Road
<b>Tract Number:</b>	5961
<b>Developer:</b>	MC Voelker 18, LLC
<b>Description:</b>	A subdivision consisting of nineteen residential lots for single family purposes



## 8. PUBLIC COMMUNICATIONS

Refer to Page 2 of the Agenda on how to submit your Public Comments electronically to the City Clerk or scan this QR Code to access the form.



## 16. CITY COUNCIL COMMUNICATIONS/REPORTS – REGIONAL BOARDS/COMMISSIONS/COMMITTEES

Per Governmental Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Councilmembers serving on regional boards, commissions, or committees to present a verbal report to the full City Council on the activities of the respective boards, commission, or committees upon which they serve.

## 17. ADJOURNMENT

This agenda was posted on Thursday, December 2, 2021 at 8:15 p.m. on the City website, in the Public Meetings/Agenda Center: <https://www.cityofventura.ca.gov/AgendaCenter> and on the Public Notice Board at City Hall.